

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

**Optical Aperture for Data Recording Having Transmission Enhanced
by Waveguide Mode Resonance**

the specification of which is:

X Attached hereto

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR §1.56.

X Priority Claimed

I hereby claim the benefit under 35 USC §120 of any United States application(s), or §365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 USC §112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR §1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

10/026,029
(Application Serial No.)

December 18, 2001
(Filing Date)

pending
(Status - patented, pending, abandoned)

Power of Attorney:

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Thomas R. Berthold	(#28,689)
Daniel E. Johnson	(#37,033)
Marc D. McSwain	(#44,929)
Alison D. Mortinger	(#39,306)
Khanh Q. Tran	(#41,352)
Thirumal R. Coca	(#29,784)

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

Address all telephone calls to:

Daniel E. Johnson

(408) 927-3367

Address all correspondence to:

Daniel E. Johnson

IBM Corporation C4TA/J2

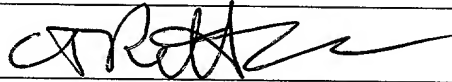
650 Harry Road

San Jose, California 95120

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor: Charles T. Rettner

Inventor's signature:



Date:

2/25/2002

Residence: 3863 Heppner Lane, San Jose, CA 95136

Citizenship: USA

Post Office Address: Same

Full name of second inventor: Barry C. Stipe

Inventor's signature:



Date:

2/25/02

Residence: 262 Capitol Village Circle, San Jose, CA 95136

Citizenship: USA

Post Office Address: Same